

IC 9-18-31

Chapter 31. Education License Plate

IC 9-18-31-1

"School corporation" defined

Sec. 1. As used in this chapter, "school corporation" has the meaning set forth in IC 36-1-2-17.

As added by P.L.92-1996, SEC.1.

IC 9-18-31-2

Issuance

Sec. 2. The bureau shall design and issue an education license plate. The education license plate shall be designed and issued as a special group recognition license plate under IC 9-18-25.

As added by P.L.92-1996, SEC.1.

IC 9-18-31-3

Design requirements

Sec. 3. An education license plate designed under IC 9-18-25 must include the following:

- (1) A basic design for the plate, with consecutive numbers or letters, or both, to properly identify the vehicle.
- (2) A background design, an emblem, or colors that designate the license plate as an education license plate.
- (3) Any other information the bureau considers necessary.

As added by P.L.92-1996, SEC.1.

IC 9-18-31-4

Eligibility

Sec. 4. A person who is eligible to register a vehicle under this title is eligible to receive an education license plate upon doing the following:

- (1) Completing an application for an education license plate.
- (2) Paying the appropriate fee under section 5 of this chapter.

As added by P.L.92-1996, SEC.1.

IC 9-18-31-5

Fees; designation

Sec. 5. (a) The fee for an education license plate is as follows:

- (1) The appropriate fee under IC 9-29-5-38.
- (2) An annual fee of twenty-five dollars (\$25).

(b) The annual fee referred to in subsection (a)(2) shall be collected by the bureau.

(c) The bureau shall require a person who purchases an education license plate under this chapter to designate the Indiana school corporation the person wants to receive the fee that the person pays under subsection (a)(2).

As added by P.L.92-1996, SEC.1.

IC 9-18-31-6

Fees; distribution

Sec. 6. The fees collected under this chapter shall be distributed as follows:

- (1) Twenty-five percent (25%) to the state superintendent of public instruction to administer the school intervention and career counseling development program and fund under IC 20-10.1-28.
- (2) Seventy-five percent (75%) as provided under section 7 of this chapter.

As added by P.L.92-1996, SEC.1. Amended by P.L.176-2001, SEC.9; P.L.237-2001, SEC.1; P.L.1-2002, SEC.40.

IC 9-18-31-7**Duties of school corporations receiving fees; distribution and report to county auditor; distribution and notice to school corporations identifying recipient educational foundation**

Sec. 7. (a) If an educational foundation that is exempt from federal income taxation under Internal Revenue Code Section 501(c)(3) is established as an Indiana nonprofit corporation for the benefit of a school corporation designated to receive a fee under section 5(c) of this chapter, fees designated to go to the school corporation shall be distributed to an educational foundation that provides benefit to the designated school corporation. A school corporation that receives benefit from an educational foundation that meets the requirements of this section shall:

- (1) obtain a certificate from the educational foundation that certifies to the school corporation and the county auditor that the educational foundation:
 - (A) is exempt from federal income taxation under Internal Revenue Code Section 501(c)(3); and
 - (B) is established as an Indiana nonprofit corporation to provide benefit to the school corporation; and
- (2) provide a copy of the certificate described in subdivision (1) to the county auditor.

(b) If a school corporation designated to receive a fee under section 5(c) of this chapter does not receive benefit from an educational foundation described under subsection (a), the fees designated to go to the school corporation shall be distributed to the school corporation and may only be used for purposes other than salaries and related fringe benefits.

(c) Before the twentieth day of the calendar month following the calendar month in which a fee was collected, the bureau shall distribute the fees collected under this chapter to the county auditor of the county in which the designated school corporation's administration office is located. Each monthly distribution under this subsection shall be accompanied by a report to the auditor that shows:

- (1) the total amount of the monthly distribution for all school corporations in the county that were designated to receive an education license plate fee under this chapter; and

(2) the amount of the fees that are to be distributed to each designated school corporation in the county.

(d) Within thirty (30) days of receipt of a distribution from the bureau under subsection (c), the county auditor shall distribute the fees received to:

(1) an educational foundation under subsection (a), if the school corporation has provided a copy of the certificate described in subsection (a); or

(2) the school corporation under subsection (b);

whichever subsection is applicable. The county auditor shall designate which school corporation is to receive benefit in connection with a distribution to an educational foundation under this subsection. If the school corporation receives benefit from more than one (1) educational foundation, the superintendent of the benefitted school corporation shall determine, and inform the auditor in writing, how fees received are to be distributed to the educational foundations. The county auditor shall, simultaneous with a distribution to an educational foundation, send the school corporation to receive benefit a notice of the distribution that identifies the recipient educational foundation and the date and the amount of the distribution.

(e) Funds received by an educational foundation under this chapter must be used to provide benefit to the designated school corporation within one (1) year of receipt from the county auditor.

As added by P.L.92-1996, SEC.1. Amended by P.L.68-2001, SEC.4.